

CITY OF NEWPORT

DOCKET OF THE COUNCIL MEETING

FEBRUARY 13, 2013

The following items of business, filed with the City Clerk under the Rules of the Council, will come before the Council at its regular meeting to be held on February 13, 2013, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZEN'S FORUM: (Speakers must sign in with the City Clerk). The Citizen's Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes**. Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **PUBLIC HEARING:** Recommended 2014-2018 Capital Improvement Program
2. **CONSENT CALENDAR.** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.)
 - a. Minutes of the January 23, 2013, Council Meeting (Approve)
 - b. Special Event Licenses:
 - 1) RI Arts Foundation at Newport, Inc., d/ b/a Winter Concert Featuring Flute & Piano; Emmanuel Church, 42 Dearborn St.,

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all supporting documents, can be viewed on the City of Newport website: www.cityofnewport.com – “Current Newport City News & Announcements” – Click on “MORE NEWS.” Council Meetings can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting will be available at the Newport Public Library within 48 hours of the meeting.

LIVE VIDEO CONFERENCING OF COUNCIL MEETINGS AND WORKSHOPS WILL BE AVAILABLE AT THE NEWPORT POLICE STATION, WHICH IS ACCESSIBLE AND MEETS ADA REQUIREMENTS, **BASED UPON NOTIFICATION TO THE CITY MANAGER'S OFFICE (845-5429) A MINIMUM OF 48 HOURS IN ADVANCE OF THE MEETING.** INDIVIDUALS REQUIRING INTERPRETER OR OTHER ACCOMMODATIONS MUST NOTIFY THE CITY MANAGER'S OFFICE TWO WEEKS IN ADVANCE OF THE MEETING.

February 20, 2013 – Reception from 6:00 to 7:00 p.m.; Concert from 7:00 p.m. to 8:30 p.m.

- 2) Island Moving Co., d/b/a Mother Goose/Rep Show; Rosecliff, 548 Bellevue Ave., March 2 and 3, 2013, from 3:00 p.m. to 7:00 p.m., and 3:00 p.m. to 6:00 p.m., respectively.
- 3) Swanhurst Chorus, d/b/a Guys and Dolls/Dinner Theater; Fenner Hall, 15 Fenner Ave., March 2, 8, 9, 15 and 16, 2013, from 6:30 p.m. to 10:30 p.m.; March 3 and 10, from 1:30 p.m. to 5:30p.m.
- 4) The East Bay Met School Parent Group, d/b/a 7th Annual “Meet The Met” Met School Spaghetti Dinner Fundraiser; 1 York St., March 22, 2013, from 5:30 p.m. to 7:30 p.m.
- 5) Audrey Michienzi, d/b/a Fireworks (private); Fort Adams State Park Boat Basin, April 26, 2013, from 9:00 p.m. to 9:30 p.m.
- 6) Salve Regina University, d/b/a Wine Tasting & Auction; 100 Ochre Point Ave., May 2, 2013, from 5:30 p.m. to 8:30 p.m.
- 7) International Tennis Hall of Fame, d/b/a Tennis championships; 194 Bellevue Ave., July 8 – 14, 2013, from 10:00 a.m. to 6:00 p.m.
- 8) Friends of Ballard Park – 2013 Events (at Ballard Park unless otherwise indicated):
 - a) Nature Walks/Events: April 5th, Star Gazing from 8:00 p.m. to 9:30 p.m. (rain date April 6); May 5th, Bird Walk, from 8:00 a.m. to 9:00 a.m.; June 16th, Father’s Day Hike, 10:00 a.m. to 12 Noon; Sept. 20th, Hike, from 6:00 p.m. to 7:30 p.m. (rain date Sept. 21)
 - b) Fundraiser for Friends of Ballard Park; Edgehill, 31-33 Beacon Hill Rd., June 1st, from 6:00 p.m. to 9:00 p.m.
 - c) Music Month 2013 Concert Series, July 10th and 17th , from 6:30 p.m. to 8:30 p.m.; July 24th, from 10:00 a.m. to

11:00 a.m. and 6:30 p.m. to 8:30 p.m. (Rain dates the following days)

- d) 3rd Annual Mad Hatter Tea Party, August 5th (Rain date Aug. 6th, from 4:00 p.m. to 7:00 p.m.
- e) Movies on the Rocks/Outdoor Film Series; Aug. 7th, 14th, 21st and 28th (rain dates the following evenings), from dusk until approximately 11:00 p.m.
- c. Banner License, International Tennis Hall of Fame; 20 banners along America's Cup Ave. and Memorial Blvd. West., June 17 to July 17, 2013.
- d. Catering License, New, Two Daughters and Their Dad, LLC, d/b/a The Community Catering Company, 40 Dr. Marcus Wheatland Blvd.
- e. Daily Entertainment License, Two Daughters and Their Dad, LLC, d/b/a The Community Catering Company, 40 Marcus Wheatland Blvd., February 22, 2013, from 7:00 p.m. to 10:00 p.m.
- f. Daily Entertainment License, d/b/a Ancient Order of Hibernians, 2 Wellington Ave., March 15, 2013, from 6:00 p.m. to 12 Midnight; March 16, 2013, from 1:00 p.m. to 12 Midnight.
- g. Drain Layer License, Dennis J. Diffley, Jr., Sewer Cleaning & Repair, 2650 Warwick Ave., Warwick, RI
- h. Communication from John A. Murphy, Esq., on behalf of Conanicut Marine Services, requesting permission to serve alcoholic beverages aboard the ferries "The Jamestown" and the "MV Katherine" while at dockside during stops in Newport Harbor during the 2013 season, in accordance with their Class G State-issued alcoholic beverage license. (Approve)
- i. Communication from the Rector and the Senior Warden of Emmanuel Church, 42 Dearborn St., asking permission to install a directional sign at the corner of Dearborn and Thames Street. (Approve subject to details being worked out with the city administration.)

- j. Communication from Sgt. Corey Huck, Chair, requesting permission to hold the National Police Parade on Sunday, May 5, 2013 (beginning at 11:50 in Middletown and proceeding into Newport; reviewing stand on Washington Square). (Approve subject to details being worked out with the city administration.)
- k. Communication from Benjamin C. Riggs, Jr., asking that the City's membership in the East Bay Energy Consortium (EBEC) be withdrawn. (Receive)
- l. Communication from the Government Finance Officers Assoc, re: Award of Distinguished Budget Presentation Award to the City of Newport and recognizing Elizabeth J. Sceppa , Budget & Finance Analyst, and Laura Sitrin, Finance Director. (Receive)
- m. Resignation of Deanna Casey from the Hospitality Commission (Receive with regret.)

LICENSES & PERMITS

- 3. Pedicab Business License, Renewal, Newport Pedicab, LLC, d/b/a Newport Pedicab, 1 Waite's Wharf (6 pedicabs) – Continued from Dec. 12, 2012
- 4. Pedicab Business License, Renewal, Andrew Croan, d/b/a Pedi-Power Pedicabs, 1 Waite's Wharf (6 Pedicabs) – Continued from Dec. 12, 2012
- 5. Second-hand License, New, Tresor Estate Sales, LLC, d/b/a Tresor Fine Consignment, 134 Spring St. (Hearing)
- 6. Second-hand License, Armory Antique Marketplace, Inc., 365 Thames St. (new business owner)
- 7. Holiday Selling License, Armory Antique Marketplace, Inc., 365 Thames St. (new business owner)
- 8. Victualing License, New, Wicked Good Shakes, LLC, d/b/a Slim Possible Newport, 4 Spring Wharf.

9. Application of Pasta Beach, LLC, d/b/a Pasta Beach, 7 Memorial Blvd., to relocate its Victualing License to 136-138 Memorial Boulevard (**Zoning Board approval pending; continue to March 27, 2013**)

COMMUNICATIONS & PETITIONS

- Council Liaison Updates
- City Manager Updates

RESOLUTIONS

10. Establishment of Bicycle & Pedestrian Advisory Commission – J. McLaughlin, J. Napolitano, N. Neville, H. Winthrop, M. Camacho (Continued from Jan. 23, 2013; **with proposed amendments**)
11. Establishing the Thames St. Streetscape Advisory Group – K. Leonard, H. Winthrop, J. Napolitano, M. Camacho, N. Neville
12. Requesting the RI General Assembly to amend RI General Law 3-7-6 to remove the set filing fee of \$25 for advertising and administrative costs related to processing liquor license renewal application” to allow municipalities to more accurately cover such costs – H. Winthrop, K. Leonard, J. Napolitano, M. Farley, M. Camacho, J. McLaughlin
13. Establishing the Newport 350th Charter Anniversary Advisory Committee – H. Winthrop
14. Promoting Gun Safety – J. Napolitano

15. APPOINTMENTS TO BOARDS AND COMMISSIONS

Board of Tax Appeals: Paul Tobak

Building Code Board of Appeals: Dan Kwasniewski

North End Planning Committee: Planning Area Reps – Catherine Ratcliff, Martha McCann Rose; Residents – Louisa Boatwright, William W. Leakas, Arthur W. Murphy; Planning Area Business Rep – Brent Ryan, Coastal

Extreme Brewing Co.; Chamber of Commerce Rep—Jody Sullivan, or designee

Newport 1663 Colonial Charter 350th Anniversary Advisory Committee:

Terry Gavan, CPA, CFP
John Murphy, Esq.
Jasper Smith, Ph.D.
Ruth Taylor, Executive Director, Newport Historical Society
Paul Cienniwa, Dir. Cine Nomine
Prof. Don St. Jean, Salve Regina Univ.
Brent Erstadt
Rosemary Stitt
Peter Labricht
Steven Caminis
Eleanor Damouto Ph.D.
Jillian Barber
Elizabeth Drayton; Washington Square Roots
Evan Smith; Discover Newport
Frank Hale & Bruce McGonigal; Sons of the Revolution
John Quinn; Chair - Salve University History Department
Ted Sanderson: Exec. Dir. RI Historic Preservation and Heritage Commission
Al Klyberg: Colonial Charter Commission
Alex Werner Ph.D.; Museum of London
Jeremy Bangs, Ph.D., Pilgrim Museum of Leiden
Adam Townsend

Council Liaison Appointments:

Newport Partnership for Families – Councilor McLaughlin
North End Planning Committee – Councilors Camacho and Napolitano

COMMUNICATIONS FROM THE CITY MANAGER

16. Action #5100/13, re: Logo Policy for Advisory Commissions (with accompanying resolution)
17. Action #5101/13, re: Copier Purchase and Maintenance Agreement (with accompanying resolution)
18. Action #5102/13, re: Bid Award for Elm Street Pier Dinghy Dock Repair (with accompanying resolution)
19. Action #5103/13, re: Award of Contract for Construction Inspection of Seawall Repairs—Cliff Walk (with accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE
COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

1. **CONSENT CALENDAR**

- a. +Class F-1 Daily Liquor License, International Tennis Hall of Fame, 194 Bellevue Ave., July 8-14, 2013, from 10:00 a.m. to 6:00 p.m.
- b. Class F Daily Liquor License, RI Arts Foundation at Newport, Inc., d/b/a "Winter Concert" at Emmanuel Episcopal Church, 42 Dearborn St., February 20, 2013, from 6:00 p.m. to 8:30 p.m.

LICENSES AND PERMITS

- 2. Application of Pasta Beach, LLC, d/b/a Pasta Beach, 7 Memorial Blvd., to transfer the licensed premises of its Class BV alcoholic beverage license to 136-138 Bellevue Ave. (**Hearing; Zoning Board approval pending; continue to March 27, 2013**)

COMMUNICATION FROM THE CITY MANAGER

- 3. Action #5104/13, re: Show Cause Hearing: Billy Goode Company, Inc., d/b/a Billy Goode's – Operating without a valid Class BV Alcoholic Beverage License.
- 4. Action #5105/13, re: Show Cause Hearing: Mermaids Newport, LLC, d/b/a Poor Richard's/Benjamin's – Operating without a valid Class BV Alcoholic Beverage License.

ADJOURN

Kathleen M. Silvia
City Clerk

February 6, 2013